

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON JUNE 14, 2011, WITH THE FOLLOWING MEMBERS PRESENT: ROBERT L. PROUD, VICE PRESIDENT, AND ARCHIE WILSON, MEMBER. LET THE RECORD SHOW THAT COMMISSIONER HUMPHREY WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 10:00 A.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 98-11/PAYMENT OF BILLS...ADOPTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt **Resolution Number 98-11** resolving to approve payment to vendors **in the total amount of \$1,788,609.14** as set forth in the BCC Approval Invoice Report(s) For Checks Dated **June 15, 2011**, Vendor Invoice List Report(s), Items paid by Fund and Check Date Range Report and/or Procurement Card Transaction Report presented by the County Auditor **06/13/2011**, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

IN RE: DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 2010-05 RELATIVE TO THE GOSHEN TOWNSHIP STORMWATER DRAINAGE PROJECT IN CONCERT WITH THE CLERMONT COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FORMULA PROGRAM FOR FISCAL YEAR 2010...11-0603-002...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andy Kuchta, Director, Department of Community and Economic Development, with the concurrence of David L. Spinney, County Administrator, to approve the request to advertise for bids for Project Number 2010-05 relative to the Goshen Township Stormwater Drainage Project in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2010, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 06/23/11, with bids to be received until **2:00 P.M. Local Time on Thursday, 07/07/11** in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

IN RE: DEPARTMENT OF COMMUNITY AND ECONOMIC DEVELOPMENT...REQUEST TO ADVERTISE FOR BIDS FOR PROJECT NUMBER 2010-06 RELATIVE TO THE JACKSON TOWNSHIP "MARATHON PARK SHELTER & DRINKING FOUNTAIN" PROJECT IN CONCERT WITH THE CLERMONT

**COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG)
FORMULA PROGRAM FOR FISCAL YEAR 2010...11-0603-
001...APPROVED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andy Kuchta, Director, Department of Community and Economic Development, with the concurrence of David L. Spinney, County Administrator, to approve the request to advertise for bids for Project Number 2010-06 relative to the Jackson Township "Marathon Park Shelter & Drinking Fountain" Project in concert with the Clermont County Community Development Block Grant (CDBG) Formula Program for Fiscal Year 2010, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place a Legal Notice in a newspaper of general circulation on 06/23/11, with bids to be received until **2:00 P.M. Local Time on Thursday, 07/07/11** in the Office of the Board of County Commissioners, 101 East Main Street, Batavia, Ohio 45103-2960, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
CONTRACT FOR SERVICES WITH VANGUARD UTILITY SERVICE,
INC. RELATIVE TO ANNUAL WATER METER TESTING AND
REPAIRS FOR LARGE METERS (3" AND ABOVE) ...11-0601-
001...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen L. Knipp, Assistant Director of Operations, with the concurrence of Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to execute a Contract for Services by and between the County of Clermont, Ohio, and Vanguard Utility Service, Inc., 1421 West 9th Street, Owensboro, Kentucky 42301 to perform annual water meter testing and repairs for large meters (3" and above) in accordance with the Scope of Services as identified in Exhibit A, attached thereto and made a part thereof, in an amount not to exceed \$15,000.00, with said services to be completed within 180 days of contractor's receipt of signed contract and notice to proceed from the Clermont County Water Resources Department, pursuant to and in compliance with the terms and conditions set forth therein, and **contingent upon the issuance and receipt of a purchase order therefore.**

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
ACCEPTANCE OF THE GENERAL CONTRACT (CONTRACT
NUMBER 6401-600081) WITH DER DEVELOPMENT COMPANY, LLC
FOR PROJECT NUMBER 6401-60008 (FKA 621-0043) RELATIVE TO
THE MGS PLANT EVALUATION/REHABILITATION PROJECT
LOCATED WITHIN MIAMI TOWNSHIP AS COMPLETE AND
APPROVAL OF THE ESTIMATE FOR PARTIAL PAYMENT NUMBER
8, FINAL, FOR RELEASE OF RETAINAGE RELATIVE THERETO...09-
0730-003...RATIFIED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to accept the General Contract (Contract Number 6401-600081) by and between the County of Clermont, Ohio, and DER Development Company, LLC, 750 US Highway 50, Milford, Ohio 45150 for Project Number 6401-60008 (fka 621-0043) relative to the MGS Plant Evaluation/Rehabilitation Project located within Miami Township as Complete as of 12/23/10, and to approve the Estimate for Partial Payment Number 8, Final, which represents a release of retainage in the principal amount of \$37,559.80, plus all accrued interest earned thereon relative thereto.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

IN RE: COUNTY ENGINEER...ORCHARD VALLEY SUBDIVISION/SECTION SEVEN/MIAMI TOWNSHIP...RELEASE OF A COMBINED PERFORMANCE-MAINTENANCE BOND AND ACCEPTANCE OF STREETS INTO THE MIAMI TOWNSHIP PUBLIC ROAD SYSTEM...04-0507-006...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to authorize the release of a Combined Performance-Maintenance Bond, previously converted to the maintenance bond phase, for the following subdivision within Miami Township, and to accept the streets in the lengths stated situated therein as public roads for placement into the Miami Township Public Road System:

Subdivision	Maintenance Bond	Streets/Length (miles)
Orchard Valley Subdivision Section Seven Miami Township	\$8,000.00	Wild Cherry Drive (0.041) Hoffman Road (0.00)

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

IN RE: CLERMONT COUNTY MUNICIPAL COURT/ADULT PROBATION DEPARTMENT...CONTRACT FOR PROFESSIONAL SERVICES WITH CLERMONT RECOVERY CENTER, INC. FOR THE PROVISION OF INTENSIVE SUPERVISION PROBATION SERVICES FOR SAME...11-0602-001...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Joe Ellison, Chief Probation Officer, Clermont County Municipal Court/Adult Probation Department, with the concurrence of David L. Spinney, County Administrator, to execute a Contract for Professional Services by and between the Board of County Commissioners of Clermont County, Ohio, on behalf of the Clermont County Municipal Court/Adult Probation Department, and Clermont Recovery Center, Inc., 1088 Wasserman Way, Suite C, Batavia, Ohio 45103 for the provision of Intensive Supervision Probation Services for offenders in the Evidence Based Group, for an amount not to exceed \$40,546.00, effective 07/01/11 through 06/30/12, pursuant to and in compliance with the terms and conditions set forth

therein and in concert with the Community-Based Corrections Act 408 Non-Residential Misdemeanor Grant relative to the Jail Diversion Program entitled Intensive Supervision Probation ratified by the Board of County Commissioners on 05/25/11, and contingent upon the issuance and receipt of a purchase order therefore.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

IN RE: CLERMONT COUNTY JUVENILE COURT...2011-2012 VICTIMS OF CRIME ACT (VOCA)/STATE VICTIMS ASSISTANCE ACT (SVAA) GRANT APPLICATION FOR FUNDING FROM THE STATE OF OHIO OFFICE OF THE ATTORNEY GENERAL FOR THE CONTINUATION OF THE COURT APPOINTED SPECIALIST ADVOCATE (CASA) PROGRAM FOR SAME...11-0607-002...EXECUTED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Judge Stephanie Wyler, Clermont County Juvenile Court, with the concurrence of David L. Spinney, County Administrator, to execute the 2011-2012 Victims of Crime Act (VOCA)/State Victims Assistance Act (SVAA) Grant Application and all Assurances and Certificates therein required relative thereto for funding from the State of Ohio Office of the Attorney General, 150 East Gay Street, 25th Floor, Columbus, Ohio 43215 for the continuation of the Court Appointed Specialist Advocate (CASA) Program in the amount of \$23,221.00, with a required local match in the amount of \$7,740.00, to be provided through In-Kind Services, for a total program amount of \$30,961.00, for the period of 10/01/11 through 09/30/12, pursuant to the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

IN RE: COUNTY SHERIFF...ACKNOWLEDGMENT OF RECEIPT OF THE EDWARD BYRNE MEMORIAL JUSTICE ASSISTANCE GRANT (JAG) PROGRAM FY 2011 LOCAL SOLICITATION APPLICATION (CFDA #16.738) WITH THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS, BUREAU OF JUSTICE ASSISTANCE AND ACCEPTANCE OF PUBLIC COMMENTS RELATIVE THERETO DURING THE ESTABLISHED REVIEW TIME BY THE BOARD OF COUNTY COMMISSIONERS IN AND AS IT RELATES TO THE DISPOSITION OF THE PROPOSED APPLICATION THEREFORE...11-0610-005...RATIFIED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of Lieutenant David Doyle, Administrative Lieutenant, Criminal Operations Division, with the concurrence of Albert J. Rodenberg, Jr., County Sheriff, that the Board of County Commissioners resolve (1) to acknowledge the receipt of the Edward Byrne Memorial Justice Assistance Grant Program *FY 2011 Local Solicitation Application* (CFDA #16.738) with the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance, 810 Seventh Street NW, Fourth Floor, Washington, DC 20531, entitled Technology Improvement Program, in the amount of \$10,001.00, with no local match required therefore, for the proposed purchase of twelve (12) tasers and fourteen (14) training cartridges to equip personnel with current technology in conjunction with the County Sheriff's Policy on the Use of Necessary Force; (2) to accept public comments in and as it relates thereto during the thirty day review

period by the Board of County Commissioners for consideration in the disposition thereof; and, subsequent to the completion of the thirty day review period, (3) to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute the Application for Federal Assistance and the Certifications regarding Lobbying, Debarment, Suspension and other Responsibility Matters, and Drug-Free Workplace Requirements therefore. Public comment can either be made during any Regular Session of the Board of County Commissioners or may be transmitted in writing to the Board of County Commissioners at 101 East Main Street, Batavia, Ohio 45103 until the close of business on **Thursday, July 14, 2011.**

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

**IN RE: MAINTENANCE AGREEMENTS FOR VARIOUS DEPARTMENTS FOR
THE PROVISION OF MAINTENANCE ON OFFICE
EQUIPMENT...EXECUTED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Requests from various departments to approve Maintenance Agreements with various vendors for the provision of maintenance on the following equipment at the rates and the terms outlined below pursuant to the terms and conditions set forth therein and to authorize David L. Spinney, County Administrator, to execute the Maintenance Agreements and the Rider for Equipment Maintenance Agreements attached thereto:

Elected Official or Department	Vendor	Equipment/Model #/ Serial Number(s)	Rate	Term
Prosecuting Attorney DC# 11-0602-002	Millennium Business Systems 5143 Kennedy Avenue Cincinnati, Ohio 45213	Sharp AR-M257 Copier S/N: 85023053	\$250.00 annually plus \$0.0208 per copy in excess of 12,000 copies	05/29/11 through 05/28/12

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

**IN RE: BOARD OF COUNTY COMMISSIONERS...FINANCIAL/BUDGETARY
ACTIONS FOR FISCAL YEAR 2011...APPROVED**

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of the Office of Management and Budget, with the concurrence of David L. Spinney, County Administrator, to approve financial/budgetary actions pursuant to Ohio Revised Code Section 5705.40 as they relate to changes in the Annual Appropriation Resolution for Fiscal Year 2011 (Resolution Number 209-10) and/or interfund transactions as outlined in the following table(s) and to authorize Linda Fraley, County Auditor, to properly record same:

BUDGET TRANSFER OF FUNDS:

AMOUNT	FUND NAME & CODE ORGANIZATION DESCRIPTION	FROM FUNCTION- DIVISION-ORG-OBJECT OBJECT DESCRIPTION	TO FUNCTION-DIVISION-ORG- OBJECT (optional ORG DESC.) OBJECT DESCRIPTION
\$ 6,000.00	General Fund 1000 Records Retention	01-01-103000-610000 Maintenance & Repair	01-01-103000-512100 Overtime
\$ 500.00	General Fund 1000 Records Retention	01-01-103000-610000 Maintenance & Repair	01-01-103000-520000 Fringe Benefits
\$ 25,065.28	Motor Vehicle & Gas Fund 2601 Engineer - Roads to	03-09-514000-700000 Transfers Advances &	03-09-512000-700000 Transfers Advances &

	Engineer - Bridges	Reimbursements	Reimbursements
\$ 2,217.73	General Fund 1000 Prosecuting Attorney	01-04-371000-511200 Regular Salary	01-04-371000-513200 Retirement Payout

CASH TRANSFER OF FUNDS:

AMOUNT	FROM	TO
\$ 25,065.28	Motor Vehicle & Gas Fund 2601-03-09-512000-700400	OPWC Hill Station Blue Sky Fund 3102-00-00-003102-480200
\$ 17,876.06	Motor Vehicle & Gas Fund 2601-03-09-512000-700400	OPWC Capital Improvement Debt Fund 3101-00-00-003101-480200
\$ 11,513.10	Motor Vehicle & Gas Fund 2601-03-09-512000-700400	Slaven Road OPWC Loan Fund 3104-00-00-003104-480200
\$ 25,000.00	Motor Vehicle & Gas Fund 2601-03-09-514000-700400	OPWC Branch Hill Guinea Fund 3103-00-00-003103-480200

CASH ADVANCE OF FUNDS – Estimated Repayment Date 6/30/2012:

AMOUNT	FROM	TO
\$ 16,000.00	General Fund 1000-04-01-053329-702200	Pilot Probation Grant Fund 2112-04-11-243000-482100

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

IN RE: TRAINING AND TRAVEL REQUESTS...REIMBURSEMENT OF
EXPENSES RELATIVE TO SAME...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

Recommendation of David L. Spinney, County Administrator, to approve the following requests for reimbursement of expenses for training and travel pursuant to the policies and procedures of the Board and in compliance with the Annual Appropriations for Fiscal Year 2011 and any and all amendments subsequent thereto:

CLERMONT COUNTY COURT OF COMMON PLEAS

Judge Victor M. Haddad: Four (4) days – Huron, Ohio – Ohio Common Pleas Judges Association 2011 Summer Conference – Total expenses not to exceed \$1,104.96.

Kristen Winter, Jennifer Poe, Nick Gescheider and Tom Theis: Four (4) days – Chicago, Illinois – American Probation and Parole Association – 36th Annual Training Institute – Total expenses not to exceed \$4,058.90.

CLERMONT COUNTY COURT OF COMMON PLEAS/DOMESTIC RELATIONS DIVISION

Penny Gates: Two (2) days – Huron, Ohio – Supreme Court of Ohio Judicial College 2011 Magistrate Practice Program – Total expenses not to exceed \$536.65.

PROSECUTING ATTORNEY

Elizabeth Mason and Mary Lynne Birck: Two (2) days – Oxford, Ohio – United States Attorney for the Southern District of Ohio 37th Annual Federal Law Seminar – Total expenses not to exceed \$435.74.

Holly Cruely and Stephanie Ross: Two (2) days – Cincinnati, Ohio – Fred Pryor Seminar entitled “Mastering Microsoft Excel” – Total expenses not to exceed \$498.00.

Lisa Vetter: One (1) day – Cincinnati, Ohio – Child Focus, Inc. Training entitled “Working with People of Appalachian Culture” – Total expenses not to exceed \$0.00.

Lisa Vetter and Jennifer Carey: One (1) day – Cincinnati, Ohio – Child Focus, Inc. Training entitled “Information is Healing: The GLBT-Q Community” – Total expenses not to exceed \$0.00.

COUNTY SHERIFF

Garry Summers: Seven (7) days - Salamanca, New York - National Police Bloodhound Association 2011 Spring Seminar - Total expenses not to exceed \$374.00. (*revised/previously approved 03/09/11*)

Doug Scott: One (1) day – Cincinnati, Ohio – The Ohio Peace Officer Training Academy Law Enforcement Ethics and Public Safety Vehicle Collisions Training Courses – Total expenses not to exceed \$0.00.

OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/RECORDS MANAGEMENT DIVISION

Barb Brown: One (1) day – Cincinnati, Ohio – Association of Records Managers and Administrators June Meeting – Total expenses not to exceed \$15.00.

DEPARTMENT OF JOB AND FAMILY SERVICES

Brenda Gilreath and Theresa Ellison: One (1) day – Kettering, Ohio – Ohio Child Support Directors Association Cincinnati District Meeting – Total expenses not to exceed \$40.00.

BOARD OF COMMISSIONERS

Dee Hargitt, Tom Yeager, Kathy Lehr, Steve Rabolt, Robert Sander, Paul Braasch, Andy Kuchta, Beth Nevel, Sukie Scheetz and Mike Pride: One (1) day – Loveland, Ohio – 2011 OKI Annual Luncheon – Total expenses not to exceed \$750.00.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

IN RE: PERSONNEL ACTION FORMS...APPROVED

* THE OFFICIAL RECORD OF PROCEEDINGS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, RELATIVE TO PERSONNEL ACTIONS IS AVAILABLE FOR PUBLIC INSPECTION UPON REQUEST MONDAY THROUGH FRIDAY BETWEEN THE HOURS OF 8:00 A.M. TO 4:30 P.M. LOCAL TIME.

LET THE RECORD SHOW: That a motion by Mr. Wilson, seconded by Mr. Proud, to approve the minutes of Work Session of **05/04/11** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: That a motion by Mr. Wilson, seconded by Mr. Proud, to approve the minutes of Regular Session of **06/14/11** carried with all members present voting affirmatively thereon.

IN RE: ADJOURNMENT...APPROVED

Moved by Mr. Wilson, seconded by Mr. Proud, that the Board of County Commissioners approve the following recommendation:

That the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 10:29 A.M. until the next regularly scheduled session to be held at a later date.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Wilson, Yes; Mr. Proud, Yea; Mr. Humphrey, Absent.

COMMISSIONERS' JOURNAL #306 CLERMONT COUNTY REGULAR SESSION 06/14/11

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
ARCHIE WILSON, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 06/14/11